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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Pagerwork Reduction Act of 1895, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/734,555 Filing Date TRANSMITTAL December 12, 2003 First Named Inventor **FORM** Thomas W. Megli Art Unit 3661 Examiner Name (to be used for all correspondence after initial filing) Attorney Docket Number 81081074 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary information Provisional Application After Final Power of Attorney, Revocation Change of Correspondence Address Affidavits/declaration(a) Other Enclosure(s) (please identify Terminal Disclaimer below): Extension of Time Request Request for Refund Express Abandonment Request CD, Number of CD(s)\_ Information Disclosure Statement - PTO/SB/08A (1 page ) Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name ell & Tòtle LLP Alle<u>man H</u>a¶ Mc¢oy Signature Printed name John D. Rus Reg. No. Date 47,048 November 8, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date November 8, 2005 Lauren Barberena Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# RECEIVED IN THE UNITED STATES PATENT AND TRADEMARK OFFICE NOV 0 8 2005

In re Application of:

November 8, 2005

THOMAS W. MEGLI and NATE TRASK

:

Serial No.

10/734,555

Group Art Unit: 3661

Filed

December 12, 2003

For

CYLINDER DEACTIVATION METHOD TO MINIMIZE

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56, 1.97, 1.98

Sir:

In compliance with the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97, and 1.98, the following patents, publications, applications, and/or other information are being submitted and disclosed to the Office, including those listed on the enclosed Form PTO-1449, for consideration by the Examiner.

Applicants respectfully request that the disclosed information be made of record and expressly considered by the Examiner during examination of the pending application. Further, Applicants respectfully request that the disclosed items be listed on the face of any patent issuing from the pending application in the "references cited" column.

In accordance with 37 C.F.R. § 1.97 (g), the present information disclosure statement is not a representation that a search has been made.

In accordance with 37 C.F.R. § 1.97 (h), the present information disclosure statement is not an admission that the information cited in the statement is, or is considered to be, material to patentability.

In accordance with MPEP § 609, Applicants respectfully request that if the present application is a continuing application, all information considered by the Office in the parent application be considered in the present application, although it need not be listed on the face of the patent unless resubmitted in this or another information disclosure statement filed in this application.

Finally, the present information disclosure statement is not an admission that the information cited in the statement is, or is considered to be, prior art.

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#### BASIS FOR CONSIDERATION BY THE OFFICE UNDER 37 C.F.R. § 1.97

#### 37 C.F.R. § 1.97(b)

The present information disclosure statement is being filed, to the best of Applicants' knowledge and belief:

- (1) within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d); or
- (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; or
- (3) before the mailing of a first Office action on the merits; or
- (4) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

#### CONTENT OF INFORMATION DISCLOSURE STATEMENT 37 C.F.R. § 1.98

The present information disclosure statement includes any information noted above, along with a Form PTO/SB/08A (1 page).

If there are any questions regarding this submission, please contact the undersigned.

#### **CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being sent to the U.S. Patent and Trademark Office via facsimile at (571) 273-8300 or November 8, 2005.

Lauren Barberena

Respectfully submitted,

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Page 2 – INFORMATION DISCLOSURE STATEMENT Serial No. 10/734,555; Record ID 81081074

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Under the Paperwork Reduction Act of 1995, no persona are required to respond to a collection of information unless it contains a valid QMB control number. Complete if Known Substitute for form 1449/PTO Application Number 10/734,555 Filing Date December 12, 2003 INFORMATION DISCLOSURE First Named Inventor Thomas W. Megli STATEMENT BY APPLICANT Art Unit 3661 (Use as many shoots as necessary) Examiner Name Attorney Docket Number 81081074 Sheet

U. S. PATENT DOCUMENTS						
Examiner ( Initials* 1	Cite No.1	Document Number  Number-Kind Code <sup>2 (F Modern)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columna, Lines, Where Relevant Passages or Relevant Figures Appear	
		<sup>US-</sup> 6,192,867	02-27-2001	Fenchel et al		
		<sup>U\$-</sup> 6,526,745	03-04-2003	Ogiso		
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columna, Lines, Where Relevant Passages Or Relevant Figures Appear		
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEF 609. Oraw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). \*See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. \*Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \*For Japanese patent documents, the Indication of the year of the reign of the Emperor must precede the serial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \*Applicant is to place a check mark here if English language. Translation is attached.

Transaron is attached.
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to Rie (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application from to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form ant/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademant Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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